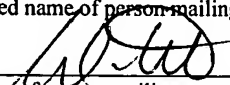


Patent Application Transmittal
(only for new nonprovisional applications under 37 C.F.R. 1.53(b))

FIRM: ANDERSON KILL & OLICK, P.C. ADDRESS: 1251 Avenue of the Americas New York, New York 10020 TEL: (212) 278-1000 FAX: (212) 278-1733	<p style="text-align: center;">EXPRESS MAIL</p> Mailing label number EV3313920735US Date of Deposit: December 15, 2003 I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. <div style="text-align: center;">_____ Maggie McGarry (Typed or printed name of person mailing paper or fee)  (Signature of person mailing paper or fee)</div>
[37 CFR § 1.8 Certificate of Mailing CANNOT be used.]	

Date: **December 15, 2003**
Attorney Docket No.: **MM4325DIV.**

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

Attn: MAIL STOP PATENT APPLICATIONS (DIV.)

Sir:

With reference to the filing in the United States Patent and Trademark Office of an application for patent in the name(s) of:

Bela AGAI et al

entitled: **BENZOFURAN DERIVATIVES, PHARMACEUTICAL COMPOSITION CONTAINING THE SAME, AND A PROCESS FOR THE PREPARATION OF THE ACTIVE INGREDIENT**

☐ New Application

☒ Continuing Application

☐ Continuation ☒ Divisional ☐ Continuation-in-Part (CIP)
of Patent Application Serial No. **09/700,345** filed **December 27, 2000**.

[Note: If priority under 35 U.S.C. 120 involves a series of respectively co-pending applications, then in this amendment identify each and its relationship to its immediate predecessor.]

☒ The prior application is assigned of record to
Hungary

EGIS GYOGYSZERGYAR of Budapest,

This is an application of a small entity under 37 CFR 1.9(f) and the amounts shown in parentheses below have been employed in calculating the fee:

The following are enclosed:

- ☒ Specification (152 pages) Including Abstract
- Sheet (s) of Drawings (Figs.)
- 7 Claims (including 2 Independent claims) SEE PRELIMINARY AMENDMENT
- This application contains a multiple dependent claim
- ☒ Information Disclosure Statement, PTO-1449 and 14 references;

- ☒ This filing fee has been calculated on the basis of the claims as amended by any enclosed preliminary amendment as follows:

Basic Fee \$770.00 (\$385.00).....	\$770.00
Number of Claims in excess of 20 at \$18.00 (\$ 9.00) each:.....	00.00
Number of Independent Claims in excess of 3 at \$84.00 (\$42.00) each: X \$42 =	00.00
Multiple Dependent Claim Fee at \$280.00 (\$140.00).....	00.00
Assignment Recording Fee \$40.00.....	00.00
Total Filing Fee.....	\$770.00

- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication and credit any overpayment to Deposit Account No. 01-1944 . A duplicate copy of this sheet is enclosed

- (X) Any filing fees required under 37 CFR 1.16
- (X) Any additional filing fees required under 37 CFR 1.16
- (X) Any patent application processing fees under 37 CFR 1.17.

- ☒ Oath or Declaration and Power of Attorney
- New x signed unsigned
 - ☒ Copy from a prior application (37 C.F.R. 1.63(d))

 Information Sheet

Deletion of Inventors

- Signed Statement attached deleting inventor(s) named in the prior application (37 C.F.R. 1.63(d)(2) and 1.33(b))
- Power of attorney and/or correspondence address was changed during prosecution of the prior application. The new power of attorney is to . The new correspondence address is indicated above.

- ☒ Incorporation by Reference (for continuation or divisional application)
- The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

X Incorporation by Reference (for continuation or divisional application)

All cited prior art references, either cited by the Examiner or submitted by applicant as Information Disclosure Statement(s), of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

X A Preliminary Amendment is enclosed.

(Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original/allowed claim in the prior application.)

X Cancel in this application original claims 1-3, 6, 8-10, 13-15 and 18-19 of this application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)

 New formal drawings are enclosed.

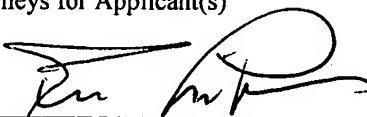
 Certified copy of basic application.

X Certified copy of each foreign priority application on which the claim for priority under 35 U.S.C. 119 is based was filed in prior U.S. application serial no 09/700,345 filed December 27, 2000 . A list of said foreign priority application(s) is (are) provided below. Acknowledgement thereof is requested.

<u>Application No.</u>	<u>Filed</u>	<u>In</u>
P3801085	May 14, 1998	Hungary
P9801086	May 14, 1998	Hungary

Respectfully submitted,

Attorneys for Applicant(s)

By: 
Eugene Lieberstein
Reg. No. 24,645

121503

16523

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)

Applicant(s):

Bela AGAI, et al

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MM4325DIV

S rial N .

09/700,345

Filing Date

Concurrently Herewith

Examiner

Gr up Art Unit

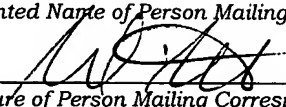
Inventi n:

BENZOFURAN DERIVATIVES, PHARMACEUTICAL COMPOSITION CONTAINING THE SAME, AND A PROCESS FOR THE PREPARATION OF THE ACTIVE INGREDIENT

I hereby certify that this DIVISIONAL Patent Application of SN 09/700,345 which was filed Dec. 27, 2000 is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, Mail Stop: Patent Application (DIV.), P.O. Box 1450, Alexandria, VA 22313-1450 on December 15, 2003.
(Date)

Maggie McGarry

(Typed or Printed Name of Person Mailing Correspondence)


(Signature of Person Mailing Correspondence)

EV331920735US

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Note: Each paper must have its own certificate of mailing